

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

DIGBY ADLER GROUP LLC,)	Case No. 10-617 SC
)	
Plaintiff,)	ORDER GRANTING IN PART AND
)	DENYING IN PART DEFENDANTS'
v.)	<u>MOTION TO ENLARGE TIME</u>
)	
IMAGE RENT A CAR, INC., and)	
VAN RENTAL CO., INC.,)	
)	
Defendants.)	
_____)	

Plaintiff Digby Adler Group LLC ("Plaintiff") filed a motion for leave to amend its Complaint, which is scheduled to be heard by the Court on March 4, 2011. ECF No. 66. Defendants Image Rent A Car, Inc., and Van Rental Co., Inc. ("Defendants") have not filed an opposition; rather, on February 11, 2011, the date their opposition was due, they filed the present motion to enlarge the time to file an opposition and for a continuance. ECF No. 73. Defendants' counsel claims that due to falling ill on February 9, 2011, he was unable to complete and file Defendants' opposition, and he seeks a continuance of six weeks. Id. Plaintiff opposes the motion, alleging it is one of many acts by Defendants' counsel to delay proceedings. ECF No. 74.

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1 Having reviewed the papers submitted, the Court GRANTS IN PART
2 and DENIES IN PART Defendants' motion. The hearing date for
3 Plaintiff's motion for leave to amend its Complaint is continued to
4 March 18, 2011. Defendants' opposition is due February 26, 2011;
5 Plaintiff's reply is due March 5, 2011.

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7 IT IS SO ORDERED.

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9 Dated: February 14, 2011

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11 UNITED STATES DISTRICT JUDGE
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